

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
BLP:106

In Re Application Of: **Juliana H.J. Brooks and Albert E. Abel**

NOV 19 2004

Application No.
09/786,794

Filing Date
March 8, 2001

Examiner
Rose Mary Miller

Customer No.

Group Art Unit
2856

Confirmation No.

Invention:

Methods for Using Resonant Acoustic And/Or Resonant Acousto-EM Energy to Detect And/Or Effect Structures

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **May 18, 2004** finally rejecting Claim(s) **45-58, 84, 105 and 122-141**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$150.00**


☒ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **November 18, 2004**

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

November 18, 2004

(Date)


Signature of Person Mailing Correspondence

Mark G. Mortenson

Typed or Printed Name of Person Mailing Correspondence

CC: